



IFW

Atty. Dkt. No. 034827-4001

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Lewinski, et al.  
Title: METHOD OF REDUCING CROSS  
SAMPLE CONTAMINATION  
DURING FILTER SAMPLING  
Appl. No.: 10/773,752  
Filing Date: 02/06/2004  
Examiner: UNKNOWN  
Art Unit: 1744

<p><b>CERTIFICATE OF MAILING</b> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.</p> <p><u>Germaine Sarda</u> (Printed Name) <u><i>Germaine Sarda</i></u> (Signature) <u>September 22, 2004</u> (Date of Deposit)</p>
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**TRANSMITTAL OF MISSING PARTS  
OF PATENT APPLICATION**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Application mailed May 10, 2004, in the above-identified application, transmitted herewith are formal drawings to complete the filing of the subject patent application. The formal drawings are line drawings which substantially duplicate the photos of the prior drawings (see attached). Applicant previously submitted a Response to Notice to File Missing Parts and a Petition for Three-Months Extension of Time on September 13, 2004. The Commissioner was authorized to charge the fees to Deposit Account No. 50-0872 at the time of filing the Response to Notice to File Missing Parts. Therefore, no fee is believed to be due.

Enclosed are:

- [ X ] Return Copy of Notice to File Missing Parts (2 pages).
- [ X ] Replacement Formal Drawings (Figs. 1, 2) (2 sheets).
- [ X ] Copies of prior drawings (photos) (2 sheets).
- [ X ] Return postcard.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

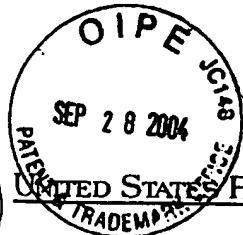
Respectfully submitted,

Date September 22, 2004

FOLEY & LARDNER LLP  
Customer Number: 30542  
Telephone: (858) 847-6722  
Facsimile: (858) 792-6773

By Barry S. Wilson

Barry S. Wilson  
Attorney for Applicant  
Registration No. 39,431



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/773,752	02/06/2004	Michael A. Lewinski	034827-4001

30542  
 FOLEY & LARDNER  
 P.O. BOX 80278  
 SAN DIEGO, CA 92138-0278

CONFIRMATION NO. 4022

## FORMALITIES LETTER



\*OC000000012580440\*

Date Mailed: 05/10/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 1 and 2.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

Due 7-10-04  
 DD 12-10-04  
**DOCKETED**  
**RECEIVED**

MAY 14 2004

I.P. DEPT.  
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- Additional claim fees of **\$410** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$1310** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$410**
  - **\$86** for **1** independent claims over 3.
  - **\$324** for **18** total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY